

## Message Text

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ACTION IO-14

INFO OCT-01 AF-10 ISO-00 FTC-01 JUSE-00 EB-08 AID-05  
CIAE-00 DODE-00 PM-05 H-01 INR-10 L-03 NSAE-00  
NSC-05 PA-01 SP-02 SS-15 ICA-11 TRSE-00 ARA-10  
EA-10 EUR-12 NEA-11 COME-00 /135 W  
-----021323 050238Z /65

R 042157Z MAY 78  
FM USMISSION USUN NEW YORK  
TO SECSTATE WASHDC 1157  
INFO AMEMBASSY LAGOS  
USMISSION GENEVA

C O N F I D E N T I A L USUN NEW YORK 01802

E.O. 11652:GDS  
TAGS: UN, EGEN  
SUBJECT: NIGERIAN POSITION ON CORRUPT PRACTICES

1. SUMMARY. AMBASSADOR WELLS AND LADD HAD LUNCH MAY 1 WITH ABUAH (NIGERIA) AND DISCUSSED SOUTHERN AFRICA ISSUES, PARTICULARLY IN CONTEXT OF CORRUPT PRACTICES EXERCISE. HE SAID THAT NIGERIA HAS NO INTENTION TO HOLD UP AN AGREEMENT ON BASIS OF SOUTHERN AFRICA SECTION AND THAT IT IS PREPARED TO REQUEST ECOSOC TO CONVENE A PLENIPOTENTIARY CONFERENCE FOLLOWING THE RESUMED 5TH SESSION TO BE HELD IN JUNE. SOUTHERN AFRICA SECTION SHOULD GO, IN BRACKETS, TO PLENIPOTENTIARY CONFERENCE WHERE IT WOULD BE REMOVED WITHOUT PROBLEM. HE EMPHASIZED THAT THE PARA IS INTENDED TO DEAL WITH NAMIBIA AND THAT AFRICAN POSITION ON III.5 - AND AFRICAN POSTURE AT COMMISSION ON TRANSNATIONAL CORPORATIONS - DEPENDS LARGELY ON DEVELOPMENTS TAKING PLACE IN NAMIBIA. END SUMMARY.

2. ABUAH'S MAIN THEME WAS THAT THE OUTCOME OF SITUATION IN NAMIBIA WAS OF OVERWHELMING IMPORTANCE. AFRICAN INITIATIVES IN CORRUPT PRACTICES GROUP, CODE OF CONDUCT  
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FOR TNCS, AND COMMISSION ON TNCS ALL TAKE PLACE IN SHADOW OF CURRENT NEGOTIATIONS ON FUTURE OF NAMIBIA. SECTION III.5 OF CORRUPT PRACTICES TEXT IS INTENDED TO APPLY PARTICULARLY TO NAMIBIA AND THUS RAISES QUESTIONS WITH REGARD TO PAYMENT OF TAXES AND ROYALTIES TO AN ILLEGAL MINORITY REGIME. THE LEGALLY RECOGNIZED ADMINISTERING AUTHORITY OF NAMIBIA IS COUNCIL ON NAMIBIA.

HOW DOES THE PROHIBITION OF PAYMENT OF TAXES AND ROYALTIES  
TO AN ILLEGAL REGIME RELATE TO FINANCING OF UN COUNCIL ON  
NAMIBIA?

3. THE AFRICANS HAVE NO INTENTION OF HOLDING UP A  
CORRUPT PRACTICES AGREEMENT ON THE BASIS OF  
SECTION III.5. HOWEVER, ACCORDING TO ABUAH, IT COULD NOT  
BE DROPPED UNTIL PLENIPOTENTIARY CONFERENCE STAGE. SUB-  
JECT WILL BE DISCUSSED AT RESUMED 5TH SESSION THIS SUMMER  
BUT HE SAID THAT THE AFRICANS WANT IT TO BE PASSED ON  
WITHIN BRACKETS TO PLENIPOTENTIARY CONFERENCE. HE SAID  
THAT HE WAS PREPARED TO ASK ECOSOC SCHEDULE A PLENIPOTEN-  
TIARY CONFERENCE AND HE ADDED "WE'LL GET IT".

4. THE OUTCOME OF NEGOTIATIONS ON THE FUTURE OF NAMIBIA  
ALSO OVERSHADOWS ACTION IN COMMISSION ON TRANSNATIONAL  
CORPORATIONS. ABUAH WARNED THAT IF NAMIBIAN SOLUTION  
IS NOT REACHED BEFORE SOUTHERN AFRICA IS DISCUSSED AT  
COMMISSION ON TNCS LATER THIS MONTH AFRICANS WILL HAVE TO  
INTRODUCE A "VERY BAD" RESOLUTION. IF A NAMIBIAN SOLUTION  
IS REACHED ABUAH SAID THAT HE FEELS THAT POSSIBLY NO  
RESOLUTION WOULD BE NECESSARY.

5. HE ADDED THAT NEGOTIATIONS ON CODE OF CONDUCT FOR  
TRANSNATIONAL CORPORATIONS ARE GOING WELL. PART OF THE  
REASON FOR THIS IS A NEW RECOGNITION ON PART OF DEVELOPING  
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COUNTRIES OF THE ROLE THAT PRIVATE INVESTMENT PLAYS IN  
TRANSFER OF RESOURCES. YOUNG

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** POLICIES, CORRUPTION, MULTINATIONAL CORPORATIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 04 may 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
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**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
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**Errors:** N/A  
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**TAGS:** EGEN, PDEV, EINV, NI, WA, SF, UN  
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**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
EO Systematic Review  
20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014